

NOTICE OF APPEAL

FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Application #	08/981,665
Confirmation #	8326
Filing Date	11/5/1997
First Inventor	CIPKOWSKI
Art Unit	1641
Examiner	Grun, James Leslie
Docket #	P08948US01/BAS

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

The fee for this NOTICE OF APPEAL is (37 CFR 41.20(b)(1)):

☐ Large Entity \$ 540

☒ Applicant claims small entity status

☒ Small Entity \$ 270

☒ Payment of \$ 1850 is made by: ☐ **CREDIT CARD** (form PTO-2038 is enclosed).

☒ **ELECTRONIC FUNDS TRANSFER** submitted herewith.

(which covers: ☒ the fee indicated above; ☒ an extension of time fee; and ☒ an RCE fee)

☒ *The Director is hereby authorized to charge any fee or additional fees due under 37 CFR 1.16 and 1.17 in connection herewith, or to credit any overpayment, to Deposit Account No. 12-0555.*

☒ A PETITION for an extension of time under 37 CFR 1.136(a) is enclosed.

☒ *In the event that a petition for an extension of time is required to be submitted herewith and that a separate petition is not submitted herewith, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee due in connection with this petition is authorized above.*

☒ **A PRE-APPEAL BRIEF REQUEST FOR REVIEW is filed concurrently herewith.**

I am the Attorney of Record.

Date: March 9, 2009

Bryan E. Jackson For
#22/518

Signed By Name: B. Aaron Schulman
Attorney of Record, Registration No.: 31877

STITES & HARBISON PLLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314
TEL: 703-739-4900 • FAX: 703-739-9577 • CUSTOMER NO. 881